

HOUSE BILL 1061

E4, E2

0lr3021

By: **Delegates Shank, Bartlett, Bates, Costa, Elmore, George, Haddaway, Kach, Kipke, Krebs, McComas, McConkey, Serafini, Smigiel, and Stifler**
Introduced and read first time: February 17, 2010
Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Public Safety – Correctional Facilities – Immigration Status of Inmates**

3 FOR the purpose of requiring a managing official of a correctional facility or the
4 managing official's designee to require an individual committed to the
5 correctional facility to provide information as to the immigration status of the
6 individual; requiring a managing official of a correctional facility or the
7 managing official's designee to send an immigration alien query to the Law
8 Enforcement Support Center for information relating to the immigration status
9 of individuals committed to the correctional facility; requiring the managing
10 official of a correctional facility to report the immigration status of certain
11 individuals to the Central Repository and the Division of Correction; requiring
12 the Division of Correction to maintain in its offender management system
13 certain information regarding certain individuals; requiring the Division of
14 Correction to assist the United States Immigration and Customs Enforcement
15 Agency with information leading to the deportation of certain individuals;
16 requiring the Central Repository to record certain information in the criminal
17 history record of certain individuals; requiring the Central Repository to report
18 certain information to the Law Enforcement Support Center; defining certain
19 terms; and generally relating to correctional facilities and the immigration
20 status of inmates.

21 BY adding to

22 Article – Correctional Services
23 Section 9–614
24 Annotated Code of Maryland
25 (2008 Replacement Volume and 2009 Supplement)

26 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
27 MARYLAND, That the Laws of Maryland read as follows:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law.



1 SUBSECTION (B)(3) OF THIS SECTION REGARDING INDIVIDUALS COMMITTED TO
2 A CORRECTIONAL FACILITY WHO ARE UNLAWFULLY PRESENT IN THE UNITED
3 STATES; AND

4 (2) ASSIST THE UNITED STATES IMMIGRATION AND CUSTOMS
5 ENFORCEMENT AGENCY WITH INFORMATION LEADING TO THE DEPORTATION
6 OF INDIVIDUALS COMMITTED TO A CORRECTIONAL FACILITY WHO ARE
7 UNLAWFULLY PRESENT IN THE UNITED STATES.

8 (D) THE CENTRAL REPOSITORY SHALL:

9 (1) RECORD INFORMATION REGARDING AN INDIVIDUAL'S
10 ILLEGAL IMMIGRATION STATUS IN THE INDIVIDUAL'S CRIMINAL HISTORY
11 RECORD; AND

12 (2) REPORT TO THE LAW ENFORCEMENT SUPPORT CENTER THE
13 IDENTITY AND RELEASE DATES OF ALL CONVICTED OFFENDERS IN THE
14 CUSTODY OF A CORRECTIONAL FACILITY WHO ARE UNLAWFULLY PRESENT IN
15 THE UNITED STATES.

16 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
17 October 1, 2010.